IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

-

WRIT PETITION NO : 12962 of 2005

Between:

A.Ambarish S/o.M.Krishnaiah
H.No.16-2-147, Palton, Malkapet, Hyderabad.

..... PETITIONER

AND

1 The State of A.P rep by its Special Chief Secretary to the Revenue

Department, Secretariat, Hyderabad.
2 The District Registrar of Stamps and Registration, Ranga Reddy District.
3 The Sub Registrar, Champapet, Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, of mandamus declared in the action of 3rd respondent in not registering and releasing petitioner sale deed as per G.O.Ms.No.807, Revenue (Registration-I) Department, dt.13.10.2004 as illegal, arbitrary, violation of principles of natural justice and contrary to G.O.Ms.No.807, dt.13.10.2004 and consequently direct the III respondent to release the sale deed of the petitioner after due registration of the plot No.52 admeasuring 350 Sq.Yds,in Sy.No.59/E Old Sy.No.59 Part) situated at Plot No.8,Block NO.7, Visweswarayya Engineers Colony of Karmanghat Village, Saroornagr Mandal, Ranga Reddy District by extending the benefit of judgment W.P.No.4836 of 2005 dt.11.3.2005 and pass such other order or orders.

Counsel for the Petitioner: SRINIVAS MALLAMPALLI

Counsel for the Respondent No.: GP FOR REVENUE

The Court made the following :

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue and with their consent the writ petition is disposed of at the stage of admission.

The averment in the affidavit is that the petitioner purchased open plot No.52 admeasuring 350 sq.yards in Survey No.59/E situated at Ward No.8, Block No.7, Visveswarayya Engineers Colony of Karmanghat Village, Saroornagar Mandal, Ranga Reddy District. It is his case that when he approached the 3rd respondent for registration of the sale deed, the same was refused on the ground that the first respondent issued G.O.Ms.No.751 dated 12.12.2001 wherein it was declared that registration of documents of immovable properties in Sy.Nos.57 to 60 of Karmanghat village was opposed to public policy with further direction to all the Sub Registrars not to register any sale deeds in the said survey numbers by passing refusal orders. The said G.O.Ms.No.751 dated 12.12.2001 has now been denotified in G.O.Ms.No.807 dated 13.10.2004. In the light of the said G.O.Ms.No.807 dated 13.10.2004 the objections raised by the 3rd respondent on the basis of G.O.Ms.No.751 dated 12.12.2001 no longer exists. Several writ petitions in this regard have already been disposed of.

Accordingly, this writ petition is disposed of with a direction to the respondents to release the documents presented by the petitioner after due registration without raising any objection on the basis of G.O.Ms.No.751 dated 12.12.2001.

However, it is made clear that except for the objections on the basis of G.O.Ms.No.751 dated 12.12.2001, it is open to the Registering

Authority to raise any other objections provided the same are communicated to the petitioner within a period of four weeks from the date of receipt of a copy of this order.

The writ petition is, accordingly, disposed of. No costs.

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(RAMESH RANGANATHAN, J.)

21.6.2005

Note:

Issue copy by 27.6.2005

B.O.

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To

1 The Special Chief Secretary to the Revenue, Revenue

Department, Secretariat, Govt. of A.P., Hyderabad.

2 The District Registrar of Stamps and Registration, Ranga Reddy District.

3 The Sub Registrar, Champapet, Ranga Reddy District.

4 2 copies to the G.P. for Revenue, High Court buildings, Hyderabad (OUT)

5 2 C.D. copies